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8 UBER TECHNOLOGIES, INC. AND SCOTT
MUNRO
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13

14 RASHID ALATRAQCHI,
15 Plaintiff,

16 v.

17 UBER TECHNOLOGIES, INC., SCOTT
MUNRO AND DOES 1-50,
18 Defendants.
19

Case No. C13-3156 JSC

**DEFENDANTS' RESPONSE TO ORDER
TO SHOW CAUSE**

1 Defendants UBER TECHNOLOGIES, INC. AND SCOTT MUNRO (collectively
2 “Defendants”) hereby submit their response to the Court’s October 4, 2013 Order to Show Cause as
3 to why this action should not be remanded to state court.

4 Defendants agree with the Court that Plaintiff’s First Amended Complaint does not
5 appear to allege any claims under federal law.

6 As the Court suggested following the August 22, 2013 hearing on Defendants’
7 Motion to Dismiss, defense counsel attempted to meet and confer with Plaintiff regarding the First
8 Amended Complaint but did not receive a response. It is Defendants’ position that, notwithstanding
9 the Court’s Order Granting Defendants’ Motion to Dismiss, the First Amended Complaint remains
10 deficient in a number of respects. However, given that Defendants concede the absence of a
11 significant federal question in the First Amended Complaint, but without waiving the right to
12 challenge the sufficiency of Plaintiff’s amended pleading in state court, Defendants consent to
13 remand of this case to the Superior Court of California, County of San Francisco.

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15 Dated: October 7, 2013

Respectfully submitted,

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18 /s/ Andrew M. Spurchase
19 ANDREW M. SPURCHISE
20 LITTLER MENDELSON, P.C.
21 Attorneys for Defendants
22 UBER TECHNOLOGIES, INC. AND SCOTT
23 MUNRO
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CERTIFICATE OF SERVICE BY OVERNIGHT DELIVERY

I am employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 650 California Street, 20th Floor, San Francisco, California 94108.2693. On October 7, 2013, I deposited with FEDERAL EXPRESS, a true and correct copy of the within documents:

DEFENDANTS' RESPONSE TO ORDER TO SHOW CAUSE

in a sealed envelope, addressed as follows:

Rashid Alatraqchi
447 Valencia Street, Apt. 231
San Francisco, CA 94103
Plaintiff in Pro Per

Following ordinary business practices, the envelope was sealed and placed for collection by FEDERAL EXPRESS on this date, and would, in the ordinary course of business, be retrieved by FEDERAL EXPRESS for overnight delivery on this date.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on October 7, 2013, at San Francisco, California.


Olivia Pearl Azevedo

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